

Kevin Cort

1:19-CV-2036

v

**FILED  
SCRANTON**

MAY 25 2021

Per   
DEPUTY CLERK

Brief in opposition to defendants  
Motion for Summary Judgment

Denied this is not Plaintiff fourth lawsuit against the department of corrections. denied plaintiff does not create conflict and then sues because measures are not taken to stop plaintiff self injurious behaviors. denied plaintiff does take some responsibility for actions but not all see Doc 41 and Plaintiff's arguments doc 42.

Denied. Plaintiff lawsuit is Based on several Constitutional violations Failure to act, Failure to protect, deliberate indifference, unconstitutional Conditions of Confinement Cruel and unusual punishment excessive use of force retaliation and equal protection. denied plaintiff did not cause his own problems to the contrary defendants exhibits DD show that plaintiff participated in groups was average in the program and was a worker in program. denied plaintiff Claims are Consistent Plaintiff States he is suicidal the purpose is death in suicide attempt however it is the department of corrections to ensure all inmates in their custody are safe in addition defendants exhibits DD show that on several

occassions defendants Knew Plaintiff was engaged in Self harm but

deliberately Chose ~~do~~ to do nothing and on other occassions Justified what Constitutes serious however defendants States the scratches does not constitute a violation just that excess permitted defendants to place Plaintiff in restraint Chair apply Chemical agents and Force on numerous occassions defendants are trying to have it both ways in the matter in defendants exhibits DD defendants acknowledge Plaintiff not only used Staples But Razors as well. Admitted in part denied in part Plaintiff admits he is diagnosed with a personality disorder hence Plaintiff Placement in to Behavioral Management unit to address Plaintiff disorders See defendants exhibits DD Denied as to Plaintiff Manipulative Personality as Plaintiff has no diagnosis to that effect See defendants exhibit DD admitted in part denied in part Plaintiff admits that at times he did receive treatment but it is denied Plaintiff Refused all treatment because it was not offered at all times Admitted in part denied in part it is Admitted Plaintiff did deny Medical treatment on occassions of serious Suicide attemp but it is denied Plaintiff refused all medical treatment

Therefore Plaintiff request defendants Motion be denied

Facts

Plaintiff request that his exhibits And affidavit filed in this matter  
Stand for the facts Necessary to decide this motion (doc 92)

UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF middle of PA

Kevin Coit

PETITIONER

NO: 1:19-cv-2036

VS.

Luther

RESPONDENT

CERTIFICATE OF SERVICE

I, Kevin Coit, Pro Se, Petitioner, do hereby aver that copies of the attached/enclosed Motion in opposition have been mailed to the below listed person(s) by First Class Mail, postage paid, on this 20 day of May, 2021, in compliance with Pennsylvania Rules of Criminal Procedure, Fed.R.A.P. Rule 4.

This service also satisfies the requirements of the Prisoner's Mailbox Rule, outlined in Commonwealth v. Jones, 700 A.2d 423 (1997); and Houston v. Lack, 108 S.Ct. 2379 (1988); under penalty of perjury (28 U.S.C. § 1746).

Middle dist Court house

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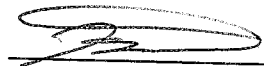
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(First Class/ Certified)

Date: 5.20.21

Respectfully Submitted,

  
(signature)  
Kevin Cost  
(print name)

Pro Se, Petitioner

1200 Mokychic drive  
Collegeville PA 19486

Smart Communications/PADOC

SCI- Phoenix

Name Kevin Coit

Number KK2601

PC Box 22028

~~St Petersburg~~

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1200 McKYchic drive

Collegeville PA 19426

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gm

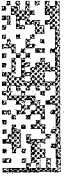
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Peter J Welsh  
Middle district of PA federal  
Court house

~~1148~~ Box 1148

~~Scranton PA 18501~~

~~Handwritten signature~~

Scranton PA 18501

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